IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIRST DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 25821 of 2002

Between:

1. Lal Mohammed,

   S/o.Saheb Hussain
   H.No.557, Godavari colony, Coal Chemical Complex,
   Naspur,Mancherial Mandal, Adilabad District.
2. M.Rajaiaj S/o. Rajmallu
   R/o. 3rd Zone,Q.no.188, Type 'D" Mandamarri,
   Adilabad District.
3. M.Laxmi Narayana S/o.Kanakaiah
   Singareni collieres Company Limited, R/o.Q.no.D-179, CCC Colony,
   Via Mancherial, Adilabad District.

..... PETITIONERS

AND

1. Singareni Collieries Company Limited

   (A Govt of India Company
   Kothagudem Collieries, Kothagudem,
   Khammam District. Represented by its Director (Personnel),
2. Singareni CollieriesCompany Limited,

   (A Govt of India company
   Kothagudem Collieries, Kothagudem,
   Khammam District. Rep by its General Manager (Personnel),

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to

issue an order or direction more in the nature of Writ of Mandamus declaring the action of the respondent in selecting the candidates in the order of seniority of passing Electrical Supervisory Certificates (Mines Installation) Examination for promotion to the post of charge hand (Electrical) Grade "B" is wholly illegal, and violative of Articles 14 & 16 of the Constitution of India and further contrary to the settlement arrived under Section 12(3) of the Industrial Disputes Act, 1947 between the Management of the respondents-Company and the workmen on 3.3.1989 and consequently direct the respondent to promote the petitioners herein to the post of charge hand (Electrical) Grade "B" on the basis of the marks obtained in the selection held on 27.12.2002 with all consequential benefits.

Counsel for the Petitioners: MR.M.V.S.RAM PRAKASH

Counsel for the Respondents: MR.K.SRINIVASAMURTHY

The Court made the following:

ORDER:

Learned counsel for the petitioners seeks permission to withdraw the writ petition.

Permission is granted.

Therefore, the Writ Petition is dismissed as withdrawn. No costs.

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(B.PRAKASH RAO, J)

Dated February 1, 2005.

YCR

To

1. The Director (Personnel), Singareni Collieries Company Limited

   (A Govt of India Company), Kothagudem Collieries, Kothagudem, Khammam District.

2 The General Manager (Personnel), Singareni CollieriesCompany Limited

   (A Govt of India company), Kothagudem Collieries, Kothagudem, Khammam District.

3. 2 C.D. copies.